

SENATE JOURNAL.

TWELFTH LEGISLATURE.

SENATE CHAMBER,
AUSTIN, TEXAS, Tuesday, April 26, 1870.

Senate met at 3 o'clock P. M., pursuant to call by proclamation of his Excellency Edmund J. Davis, Governor.

Senate was called to order by the Hon. James P. Newcomb, Secretary of State.

The Secretary of State then cited the Senate to section sixteen, article fourth, of the Constitution, to-wit:

“Whenever the Lieutenant Governor shall become the acting Governor, or shall be unable to preside over the Senate, that body shall elect from its own members a President for the time being. If during the vacancy in the office of Governor the Lieutenant Governor shall die, resign, refuse to serve, be removed from office, or be unable to serve; or if he be impeached, or absent from the State, the President of the Senate for the time being shall, in like manner, administer the Government until he shall be superseded by a Governor or Lieutenant Governor. The compensation of the Lieutenant Governor shall be twice the per diem or pay of a Senator, and no more, and while acting Governor the same compensation as a Governor would receive for a like period of service in his office, and no more. The President of the Senate for the time being, if called upon to administer the Government in any of the contingencies enumerated, shall be entitled to the portion of the salary of the Governor due for the time of such service. If the Lieutenant Governor, while acting Governor by succession, shall die, resign, or be absent from the State during the recess of the Legislature, it shall be the duty of the Secretary of State to convene the Senate for the purpose of choosing a President of the Senate for the time being.”

The Secretary of the Senate was then directed to read the act of Congress admitting the State to representation, followed by the proclamation of his Excellency Governor E. J. Davis convening the Legislature.

The roll of Senators called.

Present—Alford, Baker, Bell, Bowers, Clark, Dohoney, Douglas, Flanagan, Ford, Fountain, Gaines, Hall, Hertzberg, Latimer, Mills, Parsons, Pettit, Pickett, Priest, Pridgen, Ruby, Saylor—22.

Absent—Broughton, Campbell, Cole, Evans, Pyle, Rawson, Shannon—7.

Judge M. B. Walker, of the Supreme Court of the State, then administered the required oaths to the following Senators:

Alford, Baker, Bell, Bowers, Clark, Dohoney, Douglas, Flanagan, Ford, Fountain, Gaines, Hall, Hertzberg, Latimer, Mills, Parsons, Pettit, Pickett, Priest, Pridgen, Ruby, Saylor—22.

The Secretary of State then announced the business in order to be the election of a President of the Senate, and that nominations were in order.

Senator Alford moved that the Senate adjourn until twelve o'clock to-morrow.

Adopted.
